

Alameda Sheriff's Office

Use Of Force Report

Incident Entered By: Deputy Sheriff II Jeffery Edwards - [REDACTED]
Assigned Investigator: [Incident pending assignment]

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
12/3/2016	11/25/2016	23:22
Record ID #	ACSO Rpt#	IA Case#
10319	16-020743	
Date/Time Entered		
12/3/2016 17:21		

Incident Summary

*Viewu available: Yes
*Deputy using force: Deputy Edwards- Primary
*Total deputies using force: 1
*Report #16-020743
On 11/25/16, about 2315 hours, deputies were involved in a vehicle pursuit. The pursuit ended, when the suspect crashed into vehicles. Upon arrival, the primary deputy advised the suspect had committed felony evading. Canine announcements were given, but the suspect continued to not comply. Canine Grizzly was deployed and apprehended the suspect. No staff injuries were sustained. Suspect was transported to Eden Medical Center and treated for his injuries, later transported to SRJ.

Incident Location

- 24254 Santa Clara Street, Hayward, CA 94544 - Location of Occurrence: Alameda County

Use of Force Specific Information

Reason for Use of Force	Service Being Rendered	
Resisting Arrest	Vehicle pursuit	
Weather Condition	Lighting Condition	Distance to Citizen
Clear	vehicle spotlights	> 25 feet
Citizen Injured	Citizen Taken to Hospital	Citizen Arrested
Yes	Yes	Yes
More than 1 Citizen Involved		
No		
Citizen's Build	Citizen's Height	
Medium	5'4" to 5'6"	
Employee Assessment of Citizen Condition During Incident		
Unknown Drugs		
Employee(s) Injured	Employee(s) Taken to Hospital	
No	No	

Reporting/Involved Citizen Information

[REDACTED]

DOB: [REDACTED] Race: Hispanic/Lat Ethnicity: Gender: Male

Address

- [REDACTED]

Phone

- [REDACTED]

Role

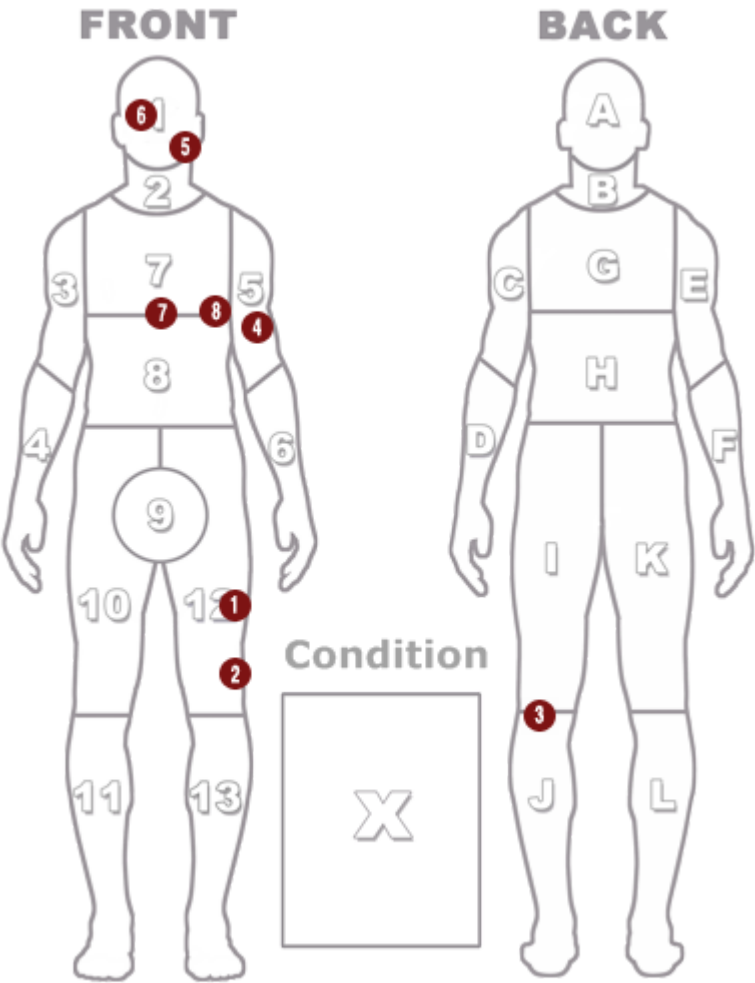
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Types of Resistance Citizen Used Against Employee(s)

- Unresponsive officer cmd
- Verbal Challenge

Injuries sustained by this citizen

Injury	Regions	Injury Locations
canine bites	1, 12, 5, J	1, 2, 3, 4, 5
contusion	1	6
abrasion	7	7, 8



Charges against this Citizen

- 10851 CVC Theft Automobile
- 23152 CVC DUI Alcohol/Drugs
- 148 PC Resisting Arrest
- 2800.2(a) CVC - Evading a Pursuing Peace Officer
- 1203.2 PC Probation Violation

Involved Employees

Deputy Sheriff II Jeffery Edwards - ACSO\CORPUS: [REDACTED]

Assignment at time of incident: Title: Deputy Sheriff II LES/Eden Township Substation/C-Team/Mids

Video Footage: [No Response]

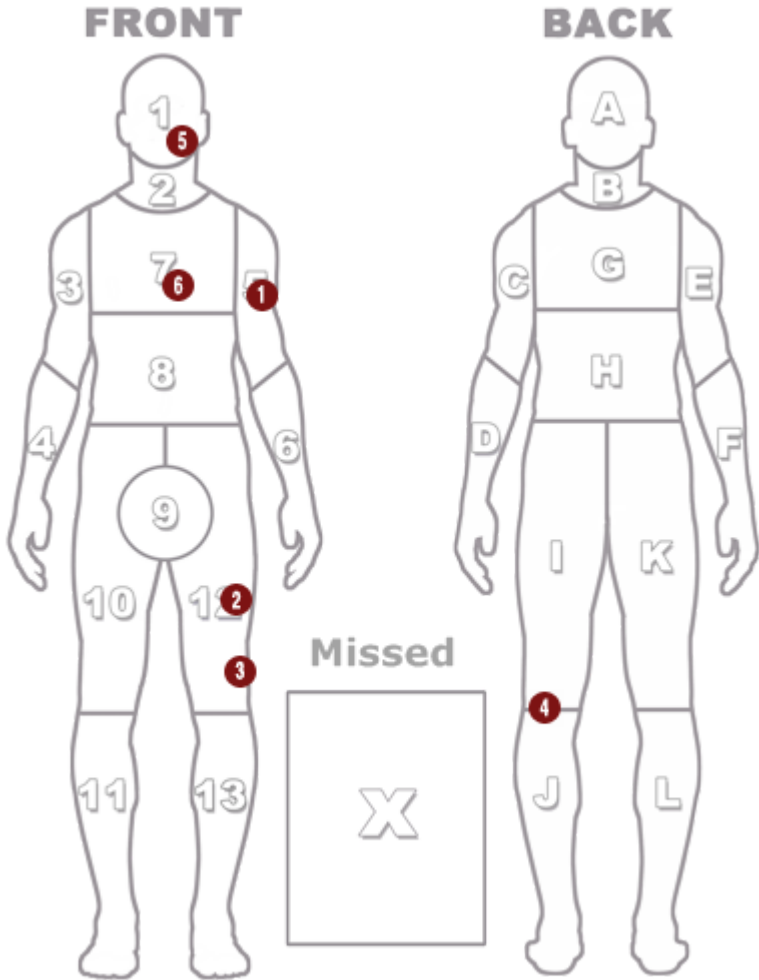
Role

-

Force used by this employee against the citizen

- K9 - Was force effective: Yes

Force Used	Effective?	Regions	Points of contact
K9	Yes	1, 12, 5, 7, I	1, 2, 3, 4, 5, 6



Injuries sustained by this officer

Injury	Regions	Injury Locations
No injuries noted or visible		

Employee Witnesses

Deputy Sheriff II Michael Ella - ACSO\CORPUS: [REDACTED]

Video Footage: [No Response]

Role

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Deputy Sheriff II Alberto-Andres Holmes - ACSO\CORPUS: [REDACTED]

Video Footage: [No Response]

Role

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Deputy Sheriff II Melissa McNeil - ACSO\CORPUS: [REDACTED]

Video Footage: [No Response]

Role

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Deputy Sheriff II Daniel Murphy - ACSO\CORPUS: [REDACTED]

Video Footage: [No Response]

Role

•

Deputy Sheriff II Kernan Ng - ACSO\CORPUS: [REDACTED]

Video Footage: [No Response]

Role

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Deputy Sheriff II Thomas Sterling - ACSO\CORPUS: [REDACTED]

Video Footage: [No Response]

Role

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Tasks

No tasks to show

Running Sheet Entries

No running sheet entries to show

Attachments

No attachments

Assignment History

Sent Dt	From	To
12/20/2016	Secretary II Sylvia Thompson	(None Specified)
Assignment notes Released back to IAPro		
Email sent to receiver No email sent		

Chain of Command History

Routing #1	
Sent From:	Deputy Sheriff II Jeffery Edwards

Sent To:	Sergeant Robert Young
CC:	(none)
Sent Date/Time:	12/3/2016 6:13 PM
Instructions from Deputy Sheriff II Jeffery Edwards to Sergeant Robert Young:	
let me know if you want changes	
Comments/Response from Sergeant Robert Young:	
Comments: per conversation and corrections	

Routing #2	
Sent From:	Sergeant Robert Young
Sent To:	Deputy Sheriff II Jeffery Edwards
CC:	(none)
Sent Date/Time:	12/3/2016 6:37 PM
Instructions from Sergeant Robert Young to Deputy Sheriff II Jeffery Edwards:	
corrections needed	
Comments/Response from Deputy Sheriff II Jeffery Edwards:	
Comments: Let me know about other changes	

Routing #3	
Sent From:	Deputy Sheriff II Jeffery Edwards
Sent To:	Sergeant Robert Young
CC:	(none)
Sent Date/Time:	12/3/2016 6:55 PM
Instructions from Deputy Sheriff II Jeffery Edwards to Sergeant Robert Young:	
for review	
Comments/Response from Sergeant Robert Young:	
Comments: Cap name of [REDACTED] street	

Routing #4	
Sent From:	Sergeant Robert Young
Sent To:	Deputy Sheriff II Jeffery Edwards
CC:	(none)
Sent Date/Time:	12/3/2016 7:00 PM
Instructions from Sergeant Robert Young to Deputy Sheriff II Jeffery Edwards:	
see corrections	
Comments/Response from Deputy Sheriff II Jeffery Edwards:	
Comments: changes made	

Routing #5	
Sent From:	Deputy Sheriff II Jeffery Edwards
Sent To:	Sergeant Robert Young
CC:	(none)
Sent Date/Time:	12/3/2016 7:08 PM
Instructions from Deputy Sheriff II Jeffery Edwards to Sergeant Robert Young:	
for review	
Comments/Response from Sergeant Robert Young:	
Comments: The probable cause for the contact was multiple vehicle code violations coupled with a short vehicle pursuit. The Use Of Force was prompted by the suspect's furtive hand movements and his failure to comply with lawful verbal orders. Several Vie Vu personal body cameras were activated during the Use Of Force and the cameras captured the incident. The apprehension was debriefed in the field and the following day in muster. Although the Use Of Force was in compliance with General Order 1.05 the following training issues were discussed. Radio Communication and the necessity to provide critical updates for inbound units. The importance of identifying and substantiating a Felony want under time constraints and pressure. Determining	

why the suspect was not complying i.e. intoxication, possibility of an ambush, injury to the suspect, W&I 5150, combative behavior, resisting arrest or attempting to flee. Proper personnel and vehicle positioning for high risk car stops. Maximizing our ability to create tactical advantages and observe different angles. Sheriff's Office P&P 5.34 in regards to K-9 announcements and time of deployment. The availability of less lethal munitions and the requirement for utilizing them. Clearing vehicles high risk vehicles. Exigent circumstances vs officer safety.

Routing #6

Sent From:	Sergeant Robert Young
Sent To:	Lieutenant Anthony De Sousa
CC:	(none)
Sent Date/Time:	12/3/2016 7:33 PM

Instructions from Sergeant Robert Young to Lieutenant Anthony De Sousa:

please review

Comments/Response from Lieutenant Anthony De Sousa:

Comments:
[Forwarded by Lieutenant Anthony De Sousa]

Routing #7

Sent From:	Lieutenant Anthony De Sousa
Sent To:	Division Commander Colby Staysa
CC:	(none)
Sent Date/Time:	12/3/2016 9:57 PM

Instructions from Lieutenant Anthony De Sousa to Division Commander Colby Staysa:

for your review

Comments/Response from Division Commander Colby Staysa:

Comments:
This K-9 deployment was within General Order 1.05. There was a felony want, non-compliance, and K-9 advisement prior to deployment. However, I spoke with Sergeant Jones (K-9 Supervisor) regarding this deployment. I believe there were other options available to staff that were safe and less severe. I asked Sergeant Jones to retrain his K-9 handlers regarding the mindset of "I can deploy" versus "I should deploy". This was the K-9's first bite, which may have contributed to the deployment based on handler experience level.

Routing #8

Sent From:	Division Commander Colby Staysa
Sent To:	Division Commander Kelly Miles
CC:	(none)
Sent Date/Time:	12/15/2016 10:16 AM

Instructions from Division Commander Colby Staysa to Division Commander Kelly Miles:

For Approval

Comments/Response from Division Commander Kelly Miles:

Comments:
[Forwarded by Division Commander Kelly Miles]

Routing #9

Sent From:	Division Commander Kelly Miles
Sent To:	Retired Annuitant - Safety II Charles Nice
CC:	(none)
Sent Date/Time:	12/15/2016 5:11 PM

Instructions from Division Commander Kelly Miles to Retired Annuitant - Safety II Charles Nice:

For your review. Canine deployment of suspect who was involved in a pursuit and then collided with several parked vehicles. Suspect refused to follow directions of deputies at the end of pursuit and canine was deployed. UOF within policy but I concur with Captain Staysa's comments. Retraining recommended.

Comments/Response from Retired Annuitant - Safety II Charles Nice:

Comments:
Agree. I like the recommendations of Captain Staysa. Training will be implemented. I will discuss with Commander Amaral

Assigned Investigator Signature Line

[Incident pending assignment]

Chain of Command Signature Lines

Sergeant Robert Young

Deputy Sheriff II Jeffery Edwards

Lieutenant Anthony De Sousa

Division Commander Colby Staysa

Division Commander Kelly Miles

Retired Annuitant - Safety II Charles Nice